

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STRATEN, *et al.*
Assignee: Survac ApS
Title: THERAPEUTIC CANCER VACCINE
Patent No.: 7,687,465 Issue Date: March 30, 2010
Application No.: 10/553,078 Filing Date: June 23, 2006
Examiner: Christopher H. Yaen Group Art Unit: 1643
Docket No.: 0088562-001US0 Conf. No.: 9104

Mail Stop **PETITIONS**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO CORRECT THE ASSIGNEE NAME UNDER 37 C.F.R. § 3.81(b)

Sir:

In response to a Notice dated May 6, 2010 from the Petitions Branch at the U.S. Patent and Trademark Office in connection with the above-identified application and patent issued herefrom ("Notice"), Applicants respectfully submit this Request to Correct the Assignee Name under 37 C.F.R. § 3.81(b). A copy of the Notice is enclosed herewith.

Applicants submit the following documents as support:

- i) a copy of the Issue Fee Transmittal (PTOL-85B form) as filed on August 25, 2009;
- ii) a copy of the Notice of Recordation of Assignment Document for the assignment from Per Thor STRATEN and Mads Hald ANDERSEN to Kraeftens Bekaempelse, with a copy of the assignment document; and

iii) a copy of the Notice of Recordation of Assignment Document for the assignment from Kraeftens Bekaempelse (*i.e.*, “Bekaempelse, Kraeftens”) to Survac ApS, with a copy of the assignment document.

In the Issue Fee Transmittal (PTOL-85B form) filed on August 25, 2009, the name of the Assignee was incorrectly listed as “Kraeftens Bekaempelse.”

Applicants respectfully submit that the failure to include the correct Assignee name was inadvertent. Survac ApS should be the correct Assignee, as shown in the Notices of Recordation of Assignment Document enclosed herewith: the assignment from Per Thor STRATEN and Mads Hald ANDERSEN to Kraeftens Bekaempelse was recorded on July 29, 2008 on Reel 021310, Frame 0286 and the assignment from Kraeftens Bekaempelse (*i.e.*, “Bekaempelse, Kraeftens”) to Survac ApS was recorded on July 29, 2008 on Reel 021310, Frame 0270.

The enclosed assignment documents from Per Thor STRATEN and Mads Hald ANDERSEN to Kraeftens Bekaempelse and from Kraeftens Bekaempelse to Survac ApS further support that Survac ApS is the correct Assignee. Thus, the correction requested constitutes no change of Assignee.

The enclosed Notices of Recordation of Assignment Document also demonstrate that the assignment documents were submitted for recordation as set forth in 37 C.F.R. § 3.11 before the issuance of the patent on March 30, 2010.

Pursuant to 37 C.F.R. § 1.17(i), a processing fee of \$130 is required for submitting this request. Accordingly, please charge the amount to Deposit Account No. 04-0258, referencing Attorney Docket No. 0088562-001US0. In addition, please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 04-0258.

As such, all requirements as set forth in 37 C.F.R. § 3.81(b) are met, and the Request should be granted

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Further, pursuant to the requirements set forth in 37 C.F.R. § 3.81(b), a Request for a Certificate of Correction under 37 C.F.R. § 1.323, accompanied by the fee set forth in 37 C.F.R. § 1.20(a), is also submitted concurrently herewith.

As suggested in the Notice, Applicants further request that a copy of the instant Request be forwarded to the Certificate of Correction Branch of the Patent Issue Division, for the issuance of a Certificate of Correction, if the Request is granted.

Please direct all inquiries concerning this request to the undersigned attorney at (415) 276 6500.

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

Date: May 19, 2010

By: /Stephanie X. Wang/

Stephanie X. Wang
Attorney of Record
Limited recognition No. L0547
Granted limited recognition to practice in
patent cases pursuant to 37 C.F.R § 11.9(b)

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